

ORIGINAL

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC**

In the Matter of

Amendment of Section 73.202(b)	)	
Table of Allotments	)	
FM Broadcast Stations	)	MM Docket No. 98-55
(Pleasanton, Bandera, Hondo and	)	RM - 9255
Schertz, Texas)	)	RM - 9327

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AUG 17 1998  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, DC

**REQUEST FOR EXPEDITED ACTION AND REPLY COMMENTS**

Reding Broadcasting Company ("Reding"), hereby renews its earlier "Request for Expedited Action" filed on January 12, 1998. Reding is the petitioner for the substitution of Channel 253C1 for Channel 252A and its reallocation from Pleasanton to Schertz, Texas with the modification of its license for Station KBUC(FM) to specify the new channel. This proposal requires channel substitutions at Hondo and Bandera, Texas. Reding's proposal is the only one that has been accepted for consideration in this proceeding.<sup>1</sup> In support hereof, Reding states as follows:

1. As the Commission is aware, Reding first submitted its proposal to upgrade Station KBUC more than seven years ago on December 17, 1990 in MM Docket No. 90-466. That proposal was dismissed by Report and Order 7 FCC Rcd 7610 (1992). Reding's Petition for Reconsideration remained pending for five years until denied by Memorandum Opinion and Order, issued January 9, 1998. An Application for Review is currently pending.

2. During the five year period while the reconsideration was pending, the Commission issued a Public Notice accepting Reding's proposal and requested Mexican concurrence in the

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1. See Public Notice, dated July 31, 1998, Report No. 2288.

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Hondo and Bandera proposals under the new Mexican treaty. Thereafter the Commission staff delayed action until it received Mexican concurrence in the proposal. Yet despite finally receiving Mexican concurrence, the Memorandum Opinion and Order rejected the Hondo and Bandera proposals because they were unacceptable when filed in 1990 without acknowledging that the proposals had since been accepted. These issues are raised in the pending Application for Review.

3. To make matters worse, the Commission staff took the unusual step in paragraph 9 of the Memorandum Opinion and Order of requiring Reding to refile the proposal and wait for the issuance of a Notice of Proposed Rule Making, when the staff could have saved four months by issuing the Notice of Proposed Rule Making itself.<sup>2</sup>

4. Since Reding has waited more than seven and one half years thus far to upgrade this facility and was subjected to another four months of unnecessary delay in this proceeding, Reding believes that it is entitled to expedited action. By doing so, the Commission can also dismiss the pending Application for Review in MM Docket No. 90-466 as moot.

5. There is another reason which justifies expedited action in this proceeding. Five Points Broadcasting, Inc. ("Five Points") has been delayed in constructing its Hondo station. Five Points has stated in its numerous applications for extension of time that it needed to know which channel and at which site it could construct its facility before doing so. The Commission has continued to grant these extension applications. In addition, Five Points has continued to delay

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2. The four months is counted from the date Reding's Petition for Rule Making in this docket was filed on January 12, 1998 to the date that the Notice of Proposed Rule Making was issued on April 17, 1998.

consummation of its sale of the Hondo permit (BAPH-950622GF) which was originally granted on September 7, 1995 until the rule making was approved.

6. For all of these reasons, Reding Broadcasting Company respectfully requests expedited action.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I, Lisa M. Balzer, do hereby certify that on this 17th day of August, 1998, I have hand delivered or mailed the foregoing "REQUEST FOR EXPEDITED ACTION AND REPLY COMMENTS" to the following:

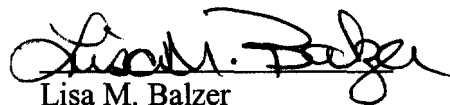
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